

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

FREDERICK F. MUZYKA,

Plaintiff,

-vs-

UNITED PARCEL SERVICE and
TEAMSTERS LOCAL UNION 243,

Defendants.

CIVIL NO. 06-CV-13611

PAUL D. BORMAN
UNITED STATES DISTRICT JUDGE

VIRGINIA M. MORGAN
UNITED STATES MAGISTRATE JUDGE

ORDER

**(1) ACCEPTING THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION;
AND (2) GRANTING DEFENDANT TEAMSTERS LOCAL UNION 243'S MOTION FOR
SUMMARY JUDGMENT**

Before the Court is the Magistrate Judge's February 8, 2007 Report and Recommendation granting Teamsters Local Union 243's Motion for Summary Judgment. (Docket No. 15). Neither party has filed timely objections under 28 U.S.C. § 636(b)(1) and Local Rule 72.1(d)(2). Having reviewed the Magistrate Judge's conclusions of fact and discussion of law, the Court hereby:

- (1) **ACCEPTS** the Magistrate Judge's Report and Recommendation (Docket No. 15);
and
- (2) **GRANTS** Defendant Teamsters Local Union 243's Motion for Summary Judgment (Docket No. 9).

SO ORDERED.

s/Paul D. Borman

PAUL D. BORMAN
UNITED STATES DISTRICT JUDGE

Dated: March 21, 2007

CERTIFICATE OF SERVICE

Copies of this Order were served on the attorneys of record by electronic means or U.S. Mail on March 21, 2007.

s/Denise Goodine

Case Manager